

FOR PUBLICATION

**IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS & ST. JOHN**

BRUCE BICKLEY,)	
)	
Plaintiff,)	
)	
v.)	
)	
GREG LEWIS; LAURA LEWIS; THE)	Civil No. 2007-155
S/V "SEA CHATEAU", Hull)	
Identification No. 7, her)	
tackle, engines, tender, sails))	
and equipments; DENNIS VOLLMER))	
d/b/a 1ST CLASS YACHT)	
CHARTERS, and D'LA MER)	
CHARTERS, LLC,)	
)	
Defendants.)	
)	

ATTORNEYS:

A. Jeffrey Weiss, Esq.

St. Thomas, U.S.V.I.

For the plaintiff.

Douglas L. Capdeville, Esq.

St. Thomas, U.S.V.I.

For defendants Greg Lewis, Laura Lewis and S/V "Sea Chateau", Hull Identification No. 7, her tackle, engines, tender, sails and equipments.

Charles S. Russell, Jr., Esq.

St. Thomas, U.S.V.I.

For defendants Dennis Vollmer d/b/a First Class Yacht Charters and D'La Mer Charters, LLC.

ORDER

GÓMEZ, C.J.

On November 12, 2008, defendants Dennis Vollmer d/b/a First Class Yacht Charters and D'La Mer Charters, LLC (the "Moving Defendants") moved for partial summary judgment against the

Bickley v. Lewis, et al.
Civil No. 2007-155
Order
Page 2

plaintiff, Bruce Bickley ("Bickley"). On November 18, 2008, the Magistrate Judge entered a Minute Order, allowing Bickley to respond to the motion by December 12, 2008. On December 11, 2008, the parties filed a joint stipulation, purporting to extend Bickley's time to respond to December 19, 2008. Bickley did not file his response by that date. Instead, on that date, the parties filed a second stipulation, purporting to allow Bickley to respond to the motion by December 24, 2008.

Local Rule of Civil Procedure 56.1(c) provides, in pertinent part:

(1) When a party requests an extension of time from the other party, the parties shall first make a good faith effort to negotiate a reasonable extension, which shall not exceed thirty (30) days from the deadline otherwise prescribed in this Rule. *Only one such extension for the motion in question is permitted.*

. . .
(2) If the parties cannot agree, the party seeking an extension may apply to the Court. If the Court grants the application, *the parties may not thereafter alter the deadlines set by the Court without leave of the Court.*

LRCi 56.1(c) (2008) (emphasis supplied).

The premises considered, it is hereby

ORDERED that the parties' stipulation, entered into the docket at entry 65 on December 19, 2008, is **STRICKEN**.

S_____
CURTIS V. GÓMEZ
Chief Judge